

**Rockingham County Sheriff's Office
CERTIFICATE OF SERVICE**

MASS state (Massachusetts) Court
County of Rockingham State of New Hampshire

American Institute of Physics

vs.

Geraldine Bunker

Docket Number: 05-CV-10178-NMG

Sheriff File Number: 05001688

FILED
CLERKS OFFICE
2005 FEB 28 P 1:55
DISTRICT COURT
DISTRICT OF MASS

I, Deputy Sheriff William Dawson, Badge # 40 of the Rockingham County Sheriff's Department, Rockingham County, New Hampshire, certify and affirm that on 2/22/2005 at approximately 07:35 am, at 345 Heritage Ave, Portsmouth, NH 03801 served the within OOS Motion upon Geraldine Bunker , the defendant named herein, in the following manner.

PERSONAL SERVICE

By delivering to and leaving with Geraldine Bunker personally a true copy thereof, said person being known or identified to me as the person mentioned and described therein

Dated: February 22, 2005

Susan J. Howard



William Dawson
William Dawson
Deputy Sheriff

40
Badge Number

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CERTIFICATE OF SERVICE**

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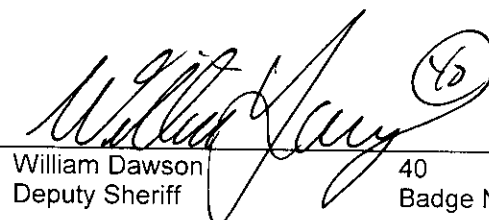
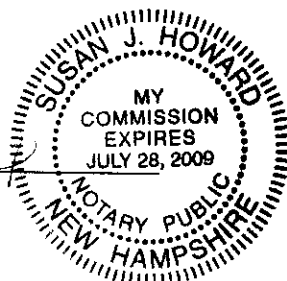
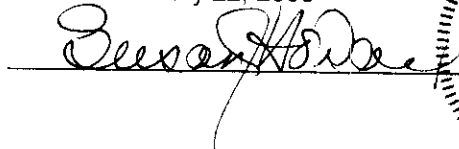
Docket Number: 05-CV-10178-NMG
Sheriff File Number: 05001687

I, Deputy Sheriff William Dawson, Badge # 40 of the Rockingham County Sheriff's Department, Rockingham County, New Hampshire, certify and affirm that on 2/22/2005 at approximately 07:35 am, at 345 Heritage Ave, Portsmouth, NH 03801 served the within OOS Summons&Complaint upon Geraldine Bunker , the defendant named herein, in the following manner.

PERSONAL SERVICE

By delivering to and leaving with Geraldine Bunker personally a true copy thereof, said person being known or identified to me as the person mentioned and described therein

Dated: February 22, 2005



William Dawson
Deputy Sheriff

40
Badge Number

UNITED STATES DISTRICT COURT

District of MASSACHUSETTS

AMERICAN INSTITUTE OF PHYSICS,
ELSEVIER, INC., WILEY PERIODICALS, INC.,
AND WILEY-LISS, INC.,

SUMMONS IN A CIVIL ACTION

V.
ASIAN BOOKS PRIVATE LIMITED, KIRAN AGARWAL,
RAGINI AGARWAL, GERALDINE BUNKER, VANITA
BUNKER, DIAMOND & GOLD OUTLET, INC.,
BUNTY GIDWANI, RESHMA GIDWANI, CHITRA
JAGASIA, DILIP JAGASIA, HARISH JAGASIA,
KAMAL JAGASIA, REMESH JAGASIA, SHEELA
JAGASIA AND YOGESH JAGASIA

CASE NUMBER:

05 10178 NMG

TO: (Name and address of Defendant)

Geraldine Bunker
7111 Greenyard Drive
Houston, Texas 77086

CURRENTLY RESIDING AT:

345 Heritage Avenue
Portsmouth, New Hampshire 03801

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Amy C. Mainelli, Esq.
Kotin, Crabtree & Strong, LLP
One Bowdoin Square, 8th Floor
Boston, MA 02114

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

DATE

(By) DEPUTY CLERK

Mark A. Paine

1/28/2005

**UNITED STATES DISTRICT COURT
for the
DISTRICT OF MASSACHUSETTS**

AMERICAN INSTITUTE OF PHYSICS,)
ELSEVIER, INC.,)
WILEY PERIODICALS, INC., and)
WILEY-LISS, INC.,)

Plaintiffs,)

v.)

Civil Action No. 05cv10178 NMG

ASIAN BOOKS PRIVATE LIMITED,)
KIRAN AGARWAL,)
RAGINI AGARWAL,)
GERALDINE BUNKER,)
VANITA BUNKER,)
DIAMOND & GOLD OUTLET, INC.,)
BUNTY GIDWANI,)
RESHMA GIDWANI,)
CHITRA JAGASIA,)
DILIP JAGASIA,)
HARISH JAGASIA,)
KAMAL JAGASIA,)
RAMESH JAGASIA,)
SHEELA JAGASIA, and)
YOGESH JAGASIA,)

Defendants.)

**PLAINTIFFS' MOTION FOR ORDER PRESERVING EVIDENCE AND
PROHIBITING REMOVAL OF ASSETS**

Pursuant to Rule 65 of the Federal Rules of Civil Procedure, Plaintiffs hereby move for an order preventing the destruction of critical evidence, and preventing defendants from transferring property out of the reach of this Court. The form of Order requested by plaintiffs is attached hereto. This Motion is based upon the Affidavits of

Marc Brodsky, Roy Kaufman, Mark Seeley, and William S. Strong, all on file with the Court, and on the Memorandum submitted herewith.

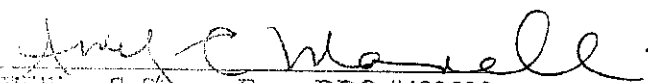
Respectfully submitted,

AMERICAN INSTITUTE OF PHYSICS,
ELSEVIER, INC.,
PAGE PUBLICATIONS, INC.,
WILEY PERIODICALS, INC., and
WILEY-LISS, INC.,

Plaintiffs,

By their attorneys,

Dated: February 1, 2005


William S. Strong, Esq., BBO #483520
Amy C. Mainelli, Esq., BBO #657201
KOTIN, CRABTREE & STRONG, LLP
One Bowdoin Square
Boston, MA 02114
(617) 227-7031
(617) 367-2988 (fax)

UNITED STATES DISTRICT COURT
for the
DISTRICT OF MASSACHUSETTS

AMERICAN INSTITUTE OF PHYSICS,
ELSEVIER, INC.,
WILEY PERIODICALS, INC., and
WILEY-LISS, INC.,

Plaintiffs,

v.

Civil Action No. 05cv10178 NMG

ASIAN BOOKS PRIVATE LIMITED,
KIRAN AGARWAL,
RAGINI AGARWAL,
GERALDINE BUNKER,
VANITA BUNKER,
DIAMOND & GOLD OUTLET, INC.,
BUNTY GIDWANI,
RESHMA GIDWANI,
CHITRA JAGASIA,
DILIP JAGASIA,
HARISH JAGASIA,
KAMAL JAGASIA,
RAMESH JAGASIA,
SHEELA JAGASIA, and
YOGESH JAGASIA.

Defendants.

ORDER

Upon good cause shown, it is hereby ordered that defendants and their officers, agents, servants, employees, and attorneys, and all persons in active concert or participation with them who receive actual notice of this Order (the "Affected Parties"), shall:

1. During the pendency of this action, preserve and retain within the United States all documents, in either electronic or paper form, relating in any way to a subscription addressed to any of the names and addresses listed on Appendix A, herein, or any other subscriptions to plaintiffs' journals, and those to defendants or to addresses used by defendants. The term "documents" as used herein has the meaning ascribed to it in Local Rule 26.5 of this Court, and includes but is not limited to all orders, order confirmations, invoices, shipping labels, correspondence, and mailbox holding documents.
2. During the pendency of this action, preserve and retain within the United States all documents, in either electronic or paper form, relating in any way to (i) sales or shipments to third parties of issues of journals published by plaintiffs, (ii) shipments between or among the parties of issues of such journals, and (iii) the revenues received from such sales and shipments and the present, because of such revenues. The term "documents" as used herein has the meaning ascribed to it in Local Rule 26.5 of this Court, and includes but is not limited to all orders, order confirmations, shipping labels, bill of lading, receipts, books of account, ledgers, bank statements, and correspondence.
3. Plaintiff's consent to customers (in the ordinary course of business) or otherwise transfer any of the assets of the businesses owned by them within the United States, including but not limited to: Asian Books Private Limited, Asia World & Golf Center, Inc., In Style International, Inc., Italian

and assets of Avi, Inc., Jaycees Enterprises Miami, Inc., Oxop.com, and Labiddin, Inc., Legend Optical's, Inc., Closeout Eyewear, Inc., Jaycee Sales Corporation, Jayson's Imports, Jaysons Bai Sales Corporation, Jayson's Sales Corporation, Jayson's Enterprises, Inc., Avi Impex Books & Journals, Inc., Chikward Enterprises, Island Fashions, and Raj Kamal Imports, Inc. other than for full consideration negotiated at arm's length and deposited into an account within the United States governed by the laws of the United States, or in any other manner remove from the United States and its affiliated corporations now located within the United States.

4. and to any account removed from the United States any checking, savings, money market, or other bank account, or any brokerage account, wherever located, and any of the same for the benefit of any defendant, located anywhere in the United States, or the cash, bonds, and other securities and property held by such provider and nothing herein shall prevent the sale of such assets and the proceeds thereof remain in such account. The court and the court are not to be permitted to draw down any account to any other account.

5. and to any assets, including goods and services to any of the business entities listed herein, in response to bona fide requests for information or which shall be preserved for inspection by plaintiff's attorneys.

6. and to any assets, including employees of any of the business entities listed herein, in response to bona fide requests for information or which shall be preserved for inspection by plaintiff's attorneys.

and prior to such time as to within the last six months prior to the filing of the complaint, ordered that copies of pay stubs and payroll records shall be produced for inspection by plaintiffs' attorneys; and

6. (b) loans, and a life insurance policy, and other similar obligations
 7. (c) and (d) excepting such amounts, provided that documentation thereof
 8. (e) is submitted to the proper court. CLASSIFIED attorney.

5. Notwithstanding any other provision herein, the Defendant shall deliver to the Plaintiff, within the United States, other than the Defendant's principal place of business, (i) the sum of \$100,000 (one hundred thousand dollars) and (ii) to be delivered into an escrow account in the United States governed by Paragraph 4 above,

including but not limited to the properties located at:

[illegible][illegible]

Date

Richard M. Gordon,
United States District Judge

Exhibit A

Name:

Agent 94100	Robert Day
Avi Michael	Moore
Bunty Gidycz	Robert Camp
Chid Jack	Sam Jones
Dilip Jagdish	Sam Jones
Harry Jagdish	Sam Jones
J Vanita	Sam Jones
Jay Kene	Sam Jones
Ken Jayson	Sam Jones
Ken Jayson	Sam Jones
Frandon	Sam Jones
Ken Jay	Sam Jones
Kene Jay	Sam Jones
Kenny Jay	Sam Jones
Kenny Jays	Sam Jones
Kiran Agarwal	Sam Jones
Mona Navi	Sam Jones
Monar Navi	Sam Jones
Geri Bunker	Sam Jones
Pallavi Sood	Sam Jones
Patsy Plank	Sam Jones
Ragini Agarwal	Sam Jones
Rags W.	Sam Jones
Reshma Agarwal	Sam Jones
Romi Jay	Sam Jones
Romi Jay	Sam Jones
Romi Jays	Sam Jones
Romi Jaisan	Sam Jones

Address:

POB 801007
Miami, FL 33280-0000

No 153
2470 S Dade Avenue Street
Houston TX 77001

Apt 346 PMH
14629 SW 104 Ave
Miami, FL 33186

PMB 346
14629 SW 104 Ave
Miami, FL 33186

1003 13th St
Key West, FL 34601-4000

ACTION OFFICE
ASHFORD INDUSTRIES
TW15-138

PO Box 046
Miami, FL 33121-0046

PNB 161
3324 W. Highway 70
Gainesville, FL 32609

135 E MAIN, Apt 107
WESTGORE, UT 84144
01581-2700

300 Broadway, Apt 2002
BOSTON, MA 02116

3701 PINEAPPLE TERRACE
KEYWEST, FL 34601

7111 GREENWAY, JR
HOUSTON, TX 77056

PO BOX 140
HOUSTON, TX 77001
TW5-9000

PO BOX 140
ASHFORD INDUSTRIES
TW15-138

ASHFORD INDUSTRIES
ACTION OFFICE
ASHFORD INDUSTRIES
TW15-138

PO BOX 140
KEYWEST, FL 34601

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HOUSTON, TX 77001

411 GOLF COURSE
Keywest, FL 34601

PO Box 046
Miami, FL 33121

Queya de Indio, San Felipe
Maldonado, Uruguay